

OCT 20 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application Serial No. .... 10/502,240  
Filing Date ..... July 21, 2004  
Inventor ..... Sadao Omata  
Assignee ..... Nihon University  
Group Art Unit ..... 3736  
Examiner ..... Kristin D. Rogers  
Customer No. .... 021567  
Attorney Docket No. .... IS14-002  
Title: Elasticity Measuring Device for Biological Tissue

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8**

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (571) 273-8300 on the date shown below:

1. Certificate of Facsimile Transmission;
2. Transmittal Form (PTO/SB/21); and
3. Examiner Interview Summary of October 18, 2006.

Dated:

October 20, 2006

By:

Julie A. Foster  
Julie A. Foster, Legal Assistant  
Telephone No. (509) 624-4276  
Facsimile No. (509) 838-3424

NUMBER OF PAGES IN FACSIMILE: 4**FEE DEFICIENCY**

Although it is believed that no fees are due, the Commissioner is hereby authorized to charge any fees under 37 C.F.R. §1.16 and §1.17 which may be required by this paper to Deposit Account No. 23-0925.

OCT 20 2006

PTO/SB/21 (09-08)

Approved for use through 03/31/2007. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)


Total Number of Pages in This Submission

Application Number	10/502,240
Filing Date	July 21, 2004
First Named Inventor	Sadao Omata
Art Unit	3738
Examiner Name	Kristin D. Rogers
Attorney Docket Number	IS14-002

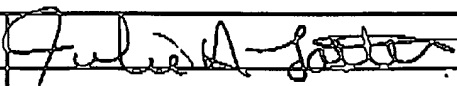
## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Certificate of Facsimile Transmission -Examiner Interview Summary of October 18, 2006.
Remarks Customer No. 021567		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Wells St. John, P.S.		
Signature			
Printed name	D. Brent Kenady		
Date	10-20-06	Reg. No.	40,045

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Julie A. Foster
Date	October 20, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to the USPTO (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Application Serial No. 10/502,240  
Examiner Interview Summary of October 18, 2006

OCT 20 2006

IS14-002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. ....10/502,240  
Filing Date ..... July 21, 2004  
Inventor ..... Sadao Omata  
Assignee ..... Nihon University  
Group Art Unit ..... 3736  
Examiner ..... Kristin D. Rogers  
Attorney's Docket No. .... IS14-002  
Customer No. .... 021567  
Title: Elasticity Measuring Device for Biological Tissue

EXAMINER INTERVIEW SUMMARY OF OCTOBER 18, 2006

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: D. Brent Kenady  
Tel. 509-624-4276; Fax 509-838-3424  
Wells St. John P.S.  
601 West First Avenue, Suite 1300  
Spokane, WA 99201-3828

Applicant's representative held an interview with Examiner Rogers on October 18, 2006. Applicant's representative would like to thank Examiner Rogers for her time and attention to this matter.

Applicant's representative pointed out to the Examiner that page 1 of the Office Action, mailed October 5, 2006, which is the Office Action Summary page, is marked as being a final action and also as being a non-final action. Applicant's representative pointed out to the Examiner that the action should be a non-final action. The Examiner agreed, and via voice-mail, stated that she would be providing us with another Office Action Summary indicating that the action is a non-final action.


Application Serial No. 10/502,240  
Examiner Interview Summary of October 18, 2006

IS14-002

Applicant's representative is greatly appreciative of the efforts and time put in to this matter by Examiner Rogers.

Respectfully submitted,

Dated: 10-19-06

By:   
D. Brent Kenady  
Reg. No. 40,045